

1 STEVEN G. KALAR  
Federal Public Defender  
2 RITA BOSWORTH  
Assistant Federal Public Defender  
3 450 Golden Gate Avenue  
San Francisco, CA 94102  
4 Telephone: (415) 436-7700  
Telefacsimile: (415) 436-7706  
5 Counsel for Defendant BROOKS  
6  
7

**FILED**

**MAY 1 2013**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
11

12 UNITED STATES OF AMERICA, )

13 Plaintiff, )

14 v. )

15 PETER BROOKS, )

16 Defendant. )  
17

No. CR-12-865 MEJ

STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE PLEA AND  
SENTENCING

Current hearing date: May 9, 2013  
Proposed hearing date: May 16, 2013

- 18 1. The defendant is currently scheduled to enter a plea and be sentenced on May 9 at 2:30  
19 p.m.
- 20 2. After the May 9 date was set, defense counsel learned that she will be out of the district  
21 for work on that date and will thus be unable to attend the hearing.
- 22 3. In order to ensure that the defendant has his counsel present for his change of plea and  
23 sentencing, critical stages of his proceedings, the parties request that the Court continue  
24 the plea and sentence to the following week, May 16, or whatever date in May that is  
25 convenient for the Court.
- 26 4. Mr. Brooks is out of custody, so a continuance does not prejudice him.

27 //

1 IT IS SO STIPULATED.

2  
3 MELINDA HAAG  
United States Attorney

4 4/29/13

/s/

5 DATED

6 MARC WOLF  
Special Assistant United States Attorney

7  
8 STEVEN KALAR  
Federal Public Defender

9 4/29/13

/s/

10 DATED

11 RITA BOSWORTH  
Assistant Federal Public Defender

12  
13  
14 Good cause shown, the defendant's plea and sentencing hearing is hereby continued to

15 ~~May 16, 2013, at 10:00 a.m.~~ May 23, 2013 at 10:00 a.m.

16  
17  
18 5-1-13  
DATED

19 MARIA ELENA JAMES  
Chief United States Magistrate Judge